

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

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AMPHASTAR PHARMACEUTICALS, INC.  
and INTERNATIONAL MEDICATION  
SYSTEMS, LTD.,

Plaintiffs,

v.

MOMENTA PHARMACEUTICALS, INC.  
and SANDOZ INC.,

Defendants.

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Civil Action No.: 1:16-cv-10112-NMG

**PLAINTIFFS' MOTION TO EXCLUDE CERTAIN OPINIONS PROFFERED BY  
LAUREN J. STIROH, ANNE LAYNE-FARRAR, AND MANSOOR KHAN**

Pursuant to Rule 702 of the Federal Rules of Evidence, Plaintiffs Amphastar Pharmaceuticals, Inc. and International Medication Systems, Ltd. (collectively, "Amphastar") hereby move to exclude certain opinions and statements disclosed by Lauren J. Stiroh, Anne Layne-Farrar, and Mansoor Khan on behalf of Momenta Pharmaceuticals, Inc. and Sandoz Inc. (collectively, "Defendants," individually, "Momenta" and "Sandoz").

In particular, in order to narrow the issues in this case for trial, Amphastar seeks to exclude 1) any opinions or statements by Drs. Stiroh, Layne-Farrar, and Khan contradicting the Court's judgment in *Momenta Pharm., Inc. v. Amphastar Pharm., Inc.*, Civ. Action No.: 1:11-cv-11681-NMG (D. Mass.), and 2) any opinions or statements from Drs. Stiroh and Layne-Farrar concerning the rules and practices of the United States Pharmacopeia ("USP") on the grounds that they are unqualified to opine on the rules and practices of an organization with which they have no experience.

In support of this Motion, Amphastar relies on Plaintiffs' Memorandum of Law in Support of Its Motion to Exclude Certain Opinions Proffered by Lauren J. Stiroh, Anne Layne-Farrar, and Mansoor Khan and the Declaration of Chul Pak, filed herewith.

**REQUEST FOR ORAL ARGUMENT**

Pursuant to Local Rule 7.1(d), Plaintiffs respectfully request that this Court schedule oral argument for this motion.

Respectfully submitted,

AMPHASTAR PHARMACEUTICALS,  
INC. and INTERNATIONAL  
MEDICATION SYSTEMS, LTD.

By their attorneys,

/s/ Chul Pak

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Dated: April 26, 2019

**CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1**

I hereby certify that counsel for Plaintiffs Amphastar Pharmaceuticals, Inc. and International Medication Systems, Ltd. (“Plaintiffs”) has conferred with counsel for Defendants Momenta Pharmaceuticals, Inc. and Sandoz Inc. (“Defendants”) in an effort to narrow or resolve the issues raised in this motion. Defendants oppose this motion.

/s/ Chul Pak

Chul Pak

**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent via mail to those indicated as non-registered participants (if any) on April 26, 2019.

/s/ Chul Pak

Chul Pak